IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO. 154 OF 2003

Manmohanji Chunilal Baheti ... Petitioner
V/s.
Manish @ M. Mundada & Anr. ... Respondents

Mr. Sandip S. Jinsiwale for the petitioner.
Mr. V.G. Mujumdar for respondent Nos. 1 & 2.

CORAM : A.M. KHANWILKAR, J.
DATED : 26th June, 2006

P.C.

. It is not in dispute that during the pendency of this petition, the petitioner signed document with regard to suit property. Clause (4) of the document dated 27th January, 2005 mentions that the petitioner may consider of withdrawing the appeal proceeding pending before this Court. In deed, by order dated 27th March, 2000, this Court had directed the parties to maintain status-quo in relation to the suit property as also not to dispose of or transfer it without seeking leave of this Court. As noted earlier, the petitioner himself is party to the document executed in relation to the suit property. If so, the petitioner cannot be heard to complain about the breach of order dated March, 27, 2000.

2. Accordingly, this petition is disposed of leaving all questions regarding efficacy of petitioner

being party to the document open to be considered in the first appeal pending before this Court, bearing No. 100 of 2000.

2. Notice issued to the respondent stands discharged.

[A.M. KHANWILKAR,J.]